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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/737,247	12/15/2003	William Pohlman	35706.0637 5845	
20322	7590 09/03/2004		EXAMINER	
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ONE ARIZON 400 EAST VA			ART UNIT	PAPER NUMBER
PHOENIX, AZ 850040001			2838	
			DATE MAILED: 09/03/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.

### Office Action Summary 10/37,247		Application No.	Applicant(s)					
Bao Q. V.U The MALLING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ② MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. THE MALLING DATE OF THIS COMMUNICATION. If the period for reply specified shows is less than thitly (30) days, a reply which he stationy minimum of thiny (30) days will be considered timely. If the period for reply specified above is less than thinty (30) days, a reply which he stationy minimum of thiny (30) days will be considered timely. If the period for reply specified above is less than thinty (30) days, a reply which he stationy minimum of thiny (30) days will be considered timely. If the period for reply specified above is less than thinty (30) days, a reply which he stationy minimum of thiny (30) days will be considered timely. If the period for reply specified above is less than thinty (30) days, a reply which he stationy minimum of thiny (30) days will be considered timely. If the period for reply specified above is less than thinty (30) days, a reply which he stationy minimum of thiny (30) days will be considered timely. If the period for reply specified above is less than thinty period will apply days will be considered timely. If the period for reply specified above is less than thinty period will apply days and will be considered then. If the period for reply specified above is less than thinty (30) days, a reply which he station is non-final. If the period for reply specified above is less than thinty (30) days, a reply which he station is non-final. If the period for reply specified then then the mainty of the communication. If the period for reply specified above, he mainty and the days of the station of the reply which he station is non-final. If the period for reply specified above is less than thinty (30) days, are period to the communication. If the period for reply specified above is less than thinty (30) days, are period to the rep	Office Action Occurren	10/737,247	POHLMAN ET AL.					
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	3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)	atent Application (PTO-152)						

Art Unit: 2838

DETAILED ACTION

Double Patenting

1. The nonstatutory double patenting rejection is based on a judicially created doctrine grounded in public policy (a policy reflected in the statute) so as to prevent the unjustified or improper timewise extension of the "right to exclude" granted by a patent and to prevent possible harassment by multiple assignees. See *In re Goodman*, 11 F.3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993); *In re Longi*, 759 F.2d 887, 225 USPQ 645 (Fed. Cir. 1985); *In re Van Ornum*, 686 F.2d 937, 214 USPQ 761 (CCPA 1982); *In re Vogel*, 422 F.2d 438, 164 USPQ 619 (CCPA 1970);and, *In re Thorington*, 418 F.2d 528, 163 USPQ 644 (CCPA 1969).

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application. See 37 CFR 1.130(b).

Effective January 1, 1994, a registered attorney or agent of record may sign a terminal disclaimer. A terminal disclaimer signed by the assignee must fully comply with 37 CFR 3.73(b).

2. Claims 1-18 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-5 of U.S. Patent No. 6,429630. Although the conflicting claims are not identical, they are not patentably distinct from each other because applicant is essentially claiming the same subject matter, a first power regulator, and an array of power regulators that provide power to the portions of a microprocessor device.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

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(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 1-18 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by Manning (USP 5,818,780). Manning discloses a first regulator (36), an array of second regulator circuitry (26 and 30) that they are configured to couple a plurality of portions of a microprocessor and these array of second regulators are coupled together in parallel.

Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bao Q. Vu whose telephone number is (571) 272-2088. The examiner can normally be reached on Monday-Fridays, 8:00AM- 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael S. Sherry can be reached on (571) 272-2084. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Bao Q. Vu

Primary Examiner Art Unit 2838

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